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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

EBAY INC., Plaintiff, vs. DIGITAL POINT SOLUTIONS, INC.; SHAWN HOGAN; KESSLER's FLYING CIRCUS; THUNDERWOOD HOLDINGS, INC.; TODD DUNNING; DUNNING ENTERPRISES, INC.; BRIAN DUNNING; BRIANDUNNING.COM; and DOES 1-20, Defendants.	CASE NO. C 08-4052 **NOTICE OF TELEPHONIC APPEARANCE AT INITIAL CASE MANAGEMENT CONFERENCE** DATE: May 15, 2009 TIME: 10:30 a.m. CTRM: 3 Hon. Jeremy Fogel presiding

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TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT counsel for Defendants Thunderwood Holdings, Inc., Brian Dunning and BrianDunning.com, Leo J. Presiado of Rus, Miliband & Smith, APC, will appear telephonically at the Initial Case Management Conference set for May 15, 2009 at 10:30 a.m. in Department 3 of the above-captioned Court.

DATED: May 4, 2009

RUS, MILIBAND & SMITH
A Professional Corporation

By: ______________________
LEO J. PRESIADO
Attorneys for Defendants
Thunderwood Holdings, Inc., Brian Dunning and BrianDunning.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing: **NOTICE OF TELEPHONIC APPEARANCE AT INITIAL CASE MANAGEMENT CONFERENCE** was filed with the Court's Electronic Filing System on May 4, 2009 and may be accessed electronically.

s/ Leo J. Presiado
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